

Phyllis Beaulieu

From: David Hohnstein [dts@nunavutwaterboard.org]
Sent: Saturday, September 13, 2008 1:28 AM
To: MacDonell, Aaron
Cc: Phyllis Beaulieu; Dionne Filiatrault
Subject: Re: Lupin Discharge

Just a quick followup to your email below. In discussing with Dionne and Catherine (Legal) this afternoon, another important point was brought up with respect to seeking an emergency discharge (either amendment or authorization) from the Minister. This is to do with "Options" and to identify all options with respect to the activity being requested and reasons for choosing the option stated. This must extend beyond "financial reasons" and would carry more weight if there was evidence to support that the facility works were in some way at risk

Again, we will be in meetings most of the day tomorrow (Sat) and I will have my cell with me if you wish to give a call.

Regards,
Dave

----- Original Message -----

From: "MacDonell, Aaron" <Aaron.MacDonell@ozminerals.com>
To: "David Hohnstein" <dts@nunavutwaterboard.org>
Cc: "Phyllis Beaulieu" <licensing@nunavutwaterboard.org>; "Dionne Filiatrault" <dionne@nunavutwaterboard.org>
Sent: Friday, September 12, 2008 6:37 PM
Subject: RE: Lupin Discharge

Hi Dave, sorry for not getting back to you I was out in the field. I have surveyors on site tomorrow and I will also take some pictures. The only other delay would be providing the water quality data showing compliance. I can give you the survey results, pictures and an explanation of why we are in this predicament if I wait to include the water quality data (it will be available late next week) that will eating up precious time. I would like to get the ball rolling in regards to this Minister decision ASAP so when we do know that the water meets criteria we can start discharging immediately.

I'll give you a call Monday morning.

Thanks
Aaron

From: David Hohnstein [mailto:dts@nunavutwaterboard.org]
Sent: Sat 9/13/2008 6:14 AM
To: MacDonell, Aaron
Cc: Phyllis Beaulieu; Dionne Filiatrault
Subject: Re: Lupin Discharge

Hello Aaron,
didn't hear anything back at 4pm last night, so I thought I would try again with email. Essentially for the emergency discharge, if you could evidence with surveys, photographs and water quality data showing compliance with effluent quality. Justification for release might include any risk that the facility would be in, if discharge does not occur. You could also provide background that the discharge was planned to take place with a renewal licence issued and that the application had been provided and is currently before the Board. That treatment of the water was undertaken in anticipation of discharge etc. I am unsure as to the timeline for something like this to go to the minister, given some of the news from the Feds this last week.

I may be out this afternoon again, meeting with Dionne and our legal counsel on other matters, however they might be able to provide some additional information. If you need to get in touch and I'm not in my office, my cell number is 780-906-8273.

Regards,

Dave

----- Original Message -----

From: "MacDonell, Aaron" <Aaron.MacDonell@ozminerals.com>

To: "David Hohnstein" <dts@nunavutwaterboard.org>

Sent: Thursday, September 11, 2008 2:08 PM

Subject: RE: Lupin Discharge

Hi Dave, what and how much evidence do you need, would survey data suffice?
We do not have enough time to engage in a full water balance analysis.

I will try you at 4:00pm today.

Aaron

From: David Hohnstein [mailto:dts@nunavutwaterboard.org]

Sent: Fri 9/12/2008 4:45 AM

To: MacDonell, Aaron

Cc: Dionne Filiatrault

Subject: Re: Lupin Discharge

Aaron,

I meant to get you an email yesterday but that didn't happen. Rushing today and thought I'd better check in with you on the Status of Lupin.

I checked with our legal counsel and Dionne (Exec Dir) on Tuesday after they had a chance to review some of the information I provided. I had pointed out a few items with the Licence and that the Act specifically states that there can be NO deposit of waste without a licence. An interpretation prior led us to believe that "obligations" under the licence would include discharge, however that is not the case. In order to discharge, the Board would be required to submit a request to the Minister for an emergency discharge without a licence. This would require the Company to document and evidence that without the discharge the facilities would be at

risk, and, that the discharge would be in compliance with all licence parameters as issued in 2000.

I will be out of the office for part of the afternoon, however if you need to discuss further, I should be back in about 4pm and we might be able to get Dionne on the phone as well.

Regards,

Dave

----- Original Message -----

From: MacDonell, Aaron <mailto:Aaron.MacDonell@ozminerals.com>

To: JoyM@inac.gc.ca

Cc: David Hohnstein <mailto:ds@nunavutwaterboard.org> ; Andreacchi, Adrian

<mailto:Adrian.Andreacchi@ozminerals.com> ; Mitchell, Andrew

<mailto:Andrew.Mitchell@ozminerals.com> ; Menard, Lindsay <mailto:Lindsay.Menard@ozminerals.com>

Sent: Friday, September 05, 2008 9:30 AM

Subject: Lupin Discharge

Hi Mellissa,

Please see attached letter regarding the Lupin Mine tailings water discharge.

Regards,

Aaron MacDonell

Approvals Specialist -CANADIAN OPERATIONS

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